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TUESDAY, MARCH 24, 1863.

The Anti-McCormick Measure.—This measure, which was smuggled through both Houses of Congress in a way that has already been exposed in our columns, is couched in the following language:

And it is further enacted, That so much of the act approved February 1, 1861, entitled "An act to amend and to establish the judicial jurisdiction of the United States," approved September 24, 1789, as authorizes an appeal from the judgment of a circuit court to the Supreme Court of the United States, or the exercise of any such jurisdiction by the Supreme Court on appeal which have been or may hereafter be taken, be, and the same is hereby repealed.

The McCormick case is before the Supreme Court an appeal from the judgment of a circuit court under the law which is thus repealed. This is the case that was decided directly at the McCormick case. It is simply an anti-McCormick measure.

This indeed was admitted by one of the leaders in the repeal being subsequently called to account for the disgraceful trickery which he and his associates had practised upon the minority in the business. Witness the following passage from the Congressional Globe:

Mr. SCHENCK. The gentleman has alluded to the Supreme Court and to its jurisdiction in this case. I would like to ascertain of this amendment to affect, as applied to the McCormick case, and a conspiracy to undermine and destroy that court.

Sir, I have lost confidence in the majority of the members of the Senate of the United States. Is not that plain enough? I believe that they usurp power whenever they dare to undertake to settle questions of political, in regard to the states of the Union, and to be held subject to the law-making power. And if I find them abusing that power by attempting to arrogate to themselves jurisdiction under any statute that happened to be upon the books, which they claim derives that jurisdiction, and can take it away from them by a repeal of that statute, I will do it. There are any indistinctness in that?

Mr. BOYER. That is very many and commanding.

Mr. SCHENCK. Now, I hold that the Supreme Court of the United States, according to themselves the pretension to settle all questions of political, in regard to the states, and trampling upon the principle of the decision made in the case of the Dorr rebellion, and upon every other decision of that kind, are the majority of them, probably not even the members of the Senate of the United States, who have been merely a brigade, or a regiment, of United States troops with which to scatter the rebels and redeem the State.

Whereupon General Thomas telegraphs General Grant for instructions as to what he should do in the premises, and General Grant telegraphs General Thomas, in many words, that he has no official assurance that any troops are detailed in Tennessee—that the State government has intimated neither that a rebellion exists there nor that any aid is wanted to crush one that may exist hereafter, and that until such an intimation is given, the troops had better stay where they are. Gen. Thomas then orders to send down the recruits, and promises to call forth another series of debates of a sharp and exciting tenor. As a proof of their growing spirit of opposition, we have the author of the first dispatch to General Thomas it is impossible to say, as the Nashville press is dumb; but considering the bloody and inhuman character of the rebellion he discovered, we think it barely possible that he still survives.

The it is at once an admission that the Supreme Court, if it decides the McCormick case, must decide it for McCormick, and that the object of this repeal is to snatch the case from the court before a decision can be declared. In truth, this last, according to the telegraph, was explicitly admitted in the House last Saturday by the author of the measure himself. "In reply to a question by Mr. Woodward," says the telegraph, "Mr. Wilson said his intention in offering the amendment was to take away the jurisdiction of the Supreme Court in the 'McCormick case.' There is surely no 'indistinctness in that.' But enough. On this point, we need not say, there is no room for two opinions; and but one opinion in fact is held. The radicals confess what the conservatives accuse them of—confess, and unhesitatingly attempt to justify. There is no question concerning the object of the repeal."

The only question is concerning the effect. Will the repeal effect the object? Can Congress snatch from the Supreme Court a particular case which has been not merely decided but argued and submitted? Is not such a disinvestment unconstitutional? In our judgment, it clearly is. It is stated, we believe, that the Supreme Court itself has decided that such a disinvestment is constitutional; but we question the statement. We do not believe that the Supreme Court has ever been called upon to consider precisely such a disinvestment. It is to all intents and purposes a measure leveled directly against a particular case known to be under the consideration of the court. Though nominally a measure of general legislation, it is really a particular measure, avowedly intended to defeat the decision of the court in a pending case. It is as though an anti-McCormick measure as it would be if it had been levied at the McCormick case by name and at other. It steps in between the Supreme Court and a suitor, for the avowed purpose of defeating his suit. Such a measure, we venture to say, has never been considered by the Supreme Court; and we suspect, that when the authorities shall be produced, they will be found to apply to an essentially different sort of legislation. This sort of legislation seems to us at any rate to be plainly unconstitutional.

It is, as we conceive, an exercise of judicial power on the part of Congress, or an interference with the exercise of judicial power by the federal judiciary, either of which is contrary to the Constitution, which declares that the judicial power of the federal government shall be exercised by the federal judiciary and by no other body. Furthermore, it lessens the means of legal defence which existed when the alleged offence was committed, which, in point of principle is equivalent to lessening the evidence required to convict the alleged offender; and, this, as all the authorities acknowledge, falls within the constitutional prohibition of *ex-post facto* laws. The measure, it appears to us, is doubly unconstitutional.

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This mysterious order, then, of which we are not the defender, can hardly be at the bottom of the rebellion which has created such alarm everywhere except in Tennessee. Then, who or what is at the bottom of it? We would like to know, too, what it is all about. Our readers would like to know. Everybody would like to know. Are our contemporaries of the Nashville Union and Dispatch and the constitutional prohibition of *ex-post facto* laws. The measure, it appears to us, is doubly unconstitutional.

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How it will appear to the Supreme Court we cannot say; but, unless the court declared its decision in the McCormick case yesterday, we shall soon know how, for in that event the question of the validity of the measure will have to be decided first, since the measure became a law yesterday either over the President's veto or by his omission to return it within ten days after it was presented to him. The Washington despatches in our telegraphic columns this morning are likely to be of very unusual interest.

The Philadelphia Age says that General Grant stands striped and naked before the public gaze. No, he is clothed with treachery as a garment. It is a thick and well-fitting suit, and we presume that he wants no other.

We hope that, when negro suffrage shall be the order of the day and negro delegations shall be in Congress, that body will sit as often as possible through the hot weather. May it enjoy the odor of its works.

[From the New York Believership Journal.]
WEEKLY POLITICAL REVIEW OF EUROPE.

TRANSLATED FOR THE LOUISVILLE JOURNAL
BY E. C. B.

The new French press-bill has been adopted with one lone dissenting voice. The opposition must have either abstained from voting or must have been of the opinion that even the worst law was preferable to nothing, while the right side of the house, still, did not think that the unanimity remarkable and out of place, and that a protest of the minority would have been better. The debate was very points instructive. It showed plainly how great the spirit of opposition to Bonapartism had increased and gained in strength. The parties opposed each other openly and violently.

On the 15th, the bill was voted, and that night the last vestige of "loyalty" to the four winds of heaven, we believe, was scattered to the four corners of the earth, and that the rebellion actually exists there, and that it threatens to overturn Brownlow's government, exterminate the last negro in the State, and scatter the last vestige of "loyalty" to the four winds of heaven, we believe, was scattered to the four corners of the earth, and that the rebellion actually exists there, and that it threatens to overturn Brownlow's government, exterminate the last negro in the State, and scatter the last vestige of "loyalty" to the four winds of heaven, we believe, was scattered to the four corners of the earth, and that the rebellion actually exists there, and that it threatens to overturn Brownlow's government, exterminate the last negro in the State, and scatter the last vestige of "loyalty" to the four winds of heaven, we believe, was scattered to the four corners of the earth, and that 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LOUISVILLE JOURNAL

TUESDAY, MARCH 24 1868.

TELEGRAPHIC NEWS.

EVENING DISPATCHES.

WASHINGTON.

The Greek Side of the Crete Question—The War Still in Progress—Alleged Arrest of the Two Brothers Tax on Whisky Retreated—Change in the Greek Cabinet.

WASHINGTON.

Accounts from Crete, just received here, relate to the massacres committed near the end of January of upwards of sixty Christians by the Turks in the Fortress of Herakleion. The Turkish Viceroy at first endeavored to punish the murderers, instead of which he gave a cordial welcome to their chiefs. The Christians of the two towns were so much disgusted by the procedure of the Viceroy, that they sent a deputation to the Russian Ambassador to the Ottoman Empire, and to the Russian Admiral Boutofko for permission to be conveyed to Greece.

The Cretans continue to maintain their independence, and are now in full control of the Island no less of any importance has recently taken place. Greece has become the asylum not only of the Cretans but also of expatriated Christians who are leaving Epirus in increasing numbers, in order to escape Turkish oppression.

The ministerial crisis in Athens leads to the withdrawal of the Moreaans and the formation of the Bulgarians Cabinet, the new administration being more liberal in its treatment to the people on the 5th of February, which characterizes the forthcoming parliamentary elections as destined to express the opinion and will of the people, and which enjoys a strong regard for the maintenance of law and order so that all the aspirations of the Greeks and their sympathies for their suffering compatriots may be attained and displayed without violence to the constitution, and without the introduction of peace. The present crisis is equally emphatic in respect to the assistance due to the suffering Cretan families.

New York, March 23. The Tribune's special states that the Ways and Means Committee has finally determined to retain the two-dollar tax on whisky.

EUROPE.

(DISPATCHES BY THE ATLANTIC CABLE.)

Attention to Admiral Farragut at Home—Polish Nationality Entirely Absorbed—Bellini in Japan Sup-preserved.

NASHVILLE.

Venice, March 23. The remains of Duse Manin were brought back to Venice yesterday with solemn ceremonies. The procession passed through Grand Canal which was crowded with gondolas, many of which were decked out in honor of the deceased. A great popular demonstration in honor of Venetian Patriarch.

LONDON, March 23. Dispatches from Rome state that Admiral Farragut continues to receive distinguished attention from the Papal Government, and particularly from the Italian authorities, who have given him full permissions to public receptions, which, in his disabled condition, he is compelled to decline.

An Imperial chase was pre-empted from St. Petersburg which removes the few remaining distinctions between Poland and the other provinces of the empire, obliterates all traces of Polish nationality, and completely absorbs Poland into Russia as an integral part of the empire.

A number of particulars of affairs in Japan have been received. The country was quiet. The rebellion of the Tycoon had been effectively suppressed, and there was reason to hope of a strong government conjunction with Mikado, the spiritual Emperor.

THE WEST.

Railroad Accident—Murder—Recovery of Stolen Bonds.

ST. LOUIS.

March 23. Five cars of a freight train on the Alton and Jacksonville Railroad were smashed to pieces Saturday morning, three miles from Alton, involving a loss of about \$10,000.

The three brothers named Callen were murdered about thirty miles from Denver, a week ago. The murderer was committed by a tree which had recently fallen.

The Sheriff of Los Angeles County, Colorado, recently recovered 2,700 head of stock, stolen by an organized band of thieves. He had also captured a number of the thieves, and was on the trail of the remainder.

AUSTRALIA.

Degraded Conduct of Prince Alfred and Suite.

NEW YORK.

March 23. Sidney (New South Wales) correspondence, dated January 30, says the visit of Prince Alfred to Australia, it appears, was characterized by such scandalous behavior that the people of Sydney, a young man who composed his suite, that the people were decidedly indignant. The press of the colony do not hesitate to abuse him and his associates roundly, and to adduce the conduct of the members of the royal party in the same manner as the young Telephones. On the 22d of January the prince reached Sydney.

WEST INDIES.

Earthquake Shocks in St. Thomas and Porto Rico—Inhabitants Seek Safety Shipsboard.

NEW YORK.

March 23. Telegrams received from Cuba, St. Domingo, and Porto Rico state that three strong shocks of earthquake had occurred at St. Thomas and business was paralyzed.

General Beer had not yet arrived in St. Domingo. The cholera had disappeared.

SOUTH AMERICA.

Progress of the Paraguayan Rebellion—Reported Mediation of Minister Webb.

NEW YORK.

March 23. The steamer Merrimac brings Rio Janeiro date to February 23d. The news from the war is unimportant. It is reported that Coxas has asked to be relieved of his command, and that the Government of Brazil is hurrying forward 5,000 reinforcements. General Webb has again offered his services as mediator.

RIVER AND WEATHER.

PITTSBURG, March 23. River 8 feet by pier mark, and falling. Weather mild.

CINCINNATI, March 23.

River fallen 2 feet 9 inches; now 39 feet water in the channel. Weather cloudy. Thermometer 66°.

OHIO.

Excision of a Bath Room Boiler:

CINCINNATI, March 23. Yesterday morning the boiler which supplies water to the bath room of Theodore Cook's residence exploded, and seriously damaged the kitchen, demolishing windows, furniture, and everything in the house, causing the walls to fall, rendering the building unsafe. The servant who was in the kitchen, at one side of the range, was unhurt. Mrs. Cook, two of her children, and a niece in the adjoining dining room escaped uninjured, though the room was filled with debris. Damage about twelve hundred dollars.

RIVER NEWS.

PORt OF LOUISVILLE.

ARRIVALS YESTERDAY.

America, C. T. Tamm, Louisville, Henderson.

DEPARTURES YESTERDAY.

America, C. T. Tamm, Louisville, St. Louis.

BOATS LEAVING TO-DAY.

For Cincinnati. United States, Tarpon, Blue Wing. For Madison. Moline Grate.

FOOT ITEMS.

The RIVER AND WEATHER.

There is about 14 feet of water yet in the Ohio River, and the water is rising very slowly. The river is now approximately warm yesterday, at night clear, mercury at 70°, and the barometer at 23.30 and falling.

There is nothing doing at our wharf of which I can speak.

The Nightingale passed down from Cincinnati with the biggest trip of the season. One is of the St. Louis Express Line, and had on 235 cabin passengers, besides crew.

The pretty little Blue Wing is the boat best for Madison. Capt. Sam Hildreth, a clever gentleman, commands her, and Mr. D. C. Axson, another of the same sort, is her pilot. Mr. Axson is in charge of the "spiritual" department, and keeps a choice supply of those articles that make a man forget his misery and distract his poverty no more.

By the time the Blue Wing is to be sold for Madison, Capt. Sam Hildreth, a clever gentleman, commands her, and Mr. D. C. Axson, another of the same sort, is her pilot. Mr. Axson is in charge of the "spiritual" department, and keeps a choice supply of those articles that make a man forget his misery and distract his poverty no more.

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